

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

SECURITIES AND EXCHANGE)
COMMISSION,)
)
Plaintiff,) No. 3:12-CV-519
)
v.)
)
REX VENTURE GROUP, LLC)
d/b/a ZEEKREWARDS.COM, and)
PAUL BURKS,)
)
Defendants.)

MOTION FOR LEAVE TO WITHDRAW APPEARANCE OF JACOB P. ZIPFEL

Pursuant to Local Rule 83.1, the undersigned counsel hereby moves for leave to withdraw his appearance as counsel for Non-Party Preferred Merchants Solutions, LLC (“Preferred”). In support thereof, the undersigned states as follows:

1. At the time of filing his appearance in this matter on behalf of Preferred, the undersigned counsel was employed by the law firm of Barnes & Thornburg LLP, which acts as counsel for Preferred.
2. As of April 21, 2015, the undersigned counsel will no longer be employed by Barnes & Thornburg LLP.
3. Vincent P. (Trace) Schmeltz III of Barnes & Thornburg LLP and Thomas G. Hooper of Nelson Mullins Riley & Scarborough LLP will remain as counsel of record for Preferred.
4. The undersigned counsel’s withdrawal from this matter will not prejudice Preferred or any other party.

5. For all the above reasons, the Court should grant the undersigned counsel leave to withdraw his appearance on behalf of Preferred.

WHEREFORE, the undersigned counsel requests that this Court enter an order withdrawing Jacob P. Zipfel's appearance in this matter as counsel for Preferred.

Dated: April 20, 2015

Respectfully submitted,

By: /s/ Jacob P. Zipfel

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Attorneys for Preferred Merchants Solutions LLC

CERTIFICATE OF SERVICE

I hereby certify that on April 20, 2015, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the counsel of record registered to receive electronic service.

By: /s/ Jacob P. Zipfel
Pro Hac vice

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